HIGH COURT OF UTTARANCHAL AT NAINITAL

Writ Petition No. 1414 of 2005 (SS)

Nakkal Singh s/o Sri Kali Ram
A-50, Shivalik Nagar, BHEL, Haridwar .....Petitioner

Versus

1. State of Uttaranchal through Secretary, Ministry Of Irrigation, Civil Secretariat, Dehradun
2. Irrigation Research Institute, Roorkee, District Haridwar ..... Respondents

Sri Pankaj Miglani, Advocate for the petitioners
Standing Counsel for the respondents.

Dated: 9.3.2006

Hon'ble Rajesh Tandon, J.

Heard the learned counsel for the parties.

By the present writ petition the petitioner has prayed for a writ of mandamus directing the respondents to regularize the services of the petitioner after considering the service rendered by him.

Briefly stated the petitioner was initially appointed on muster roll on the post of Beldar. They have worked since 1.9.1980 to 31.1.1994 in the respondent department. On 1.2.1994, the petitioner was removed from service. The petitioner has submitted that he has raised a dispute and the State Government referred the matter under section 4 of the Industrial Dispute Act to the Labour Court. The claim of the petitioner was rejected by the Labour Court. The matter came

up for hearing before this Court in Writ Petition No. 1253 of 2003, and this court has set aside the order passed by the Labour Court. Thereafter the petitioner was reinstated.

In view of the above, liberty is given to the petitioner to file a fresh representation before the respondents' authority, who shall decide the same within a month thereafter.

Accordingly, the writ petition is allowed. No order as to costs.

Dated: 9.3.2006 **Rajesh Tandon, J.**

*Dhyani